

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Enrique V. Barrera, *et al.*
Serial No.: 10/542,697
Filed: March 9, 2006
Title: SMART MATERIALS: STRAIN SENSING AND STRESS
DETERMINATION BY MEANS OF NANOTUBE SENSING SYSTEMS,
COMPOSITES, AND DEVICES
Confirm No.: 1893
Art Unit: 2881
Examiner: David A. Vanore

Mail Stop: AMENDMENT
Commissioner For Patents
P. O. Box 1450
Alexandria, VA 22313-1450

SUBMISSION OF INTERVIEW SUMMARY UNDER 37 CFR 1.133

Sir:

Pursuant to MPEP 713.04 and 37 CFR 1.133, Applicants herein submit a summary of the telephone conversation that took place between Examiner David Vanore and Applicants' representative Thomas Thrash on December 15, 2009. As set forth in Interview Summary form PTOL-413A, Examiner Vanore and Applicants' representative discussed whether *Dharap* was available as a prior art reference under 35 U.S.C. § 102(a) in the Office Action mailed September 17, 2009 and having a response deadline of December 17, 2009. Examiner Vanore agreed that *Dharap* was not available as a prior art reference given the earliest priority date of the instant application and agreed to withdraw the pending 35 U.S.C. § 102(a) rejection over *Dharap*. No other rejections are currently pending.

Applicants do not believe that any fees are presently due. However, if additional fees are

due and are not included, the Director is hereby authorized to charge any fees or credit any overpayment to Deposit Account Number 23-2426 of Winstead PC (referencing matter 11321-P061WOUS).

If the Examiner has any questions or comments concerning this submission or the present application in general, the Examiner is invited to call the undersigned at 713-650-2663.

Respectfully submitted,

WINSTEAD PC

Agent for Applicant

Date: December 18, 2009

By: Thomas P. Thrash
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